

Senate Engrossed

FILED

**JANICE K. BREWER
SECRETARY OF STATE**

State of Arizona
Senate
Forty-eighth Legislature
First Regular Session
2007

CHAPTER 51

SENATE BILL 1182

AN ACT

RELATING TO ASSURED WATER SUPPLY REQUIREMENTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Exemption from assured water supply requirements for
3 certain lands; destruction by fire; notice

4 A. A person who proposes to offer subdivided lands, as defined in
5 section 32-2101, Arizona Revised Statutes, for sale or lease within an active
6 management area is exempt from the requirement in section 45-576, Arizona
7 Revised Statutes, to obtain a certificate of assured water supply or obtain a
8 written commitment of water service from a city, town or private water
9 company designated as having an assured water supply if the director of water
10 resources finds that all of the following apply with respect to the
11 subdivided lands:

12 1. The lands were originally platted with subdivided lots before 1973.

13 2. The majority of the lands were developed with structures before
14 2002.

15 3. The majority of the structures on the lands were destroyed by fire,
16 and the lands have not been redeveloped.

17 4. The proposed reconstruction plan for the lands requires
18 modification of the existing plat.

19 5. The proposed reconstruction plan is not likely to result in a
20 significant increase in the historical water usage within the lands.

21 6. The proposed reconstruction plan incorporates water conservation
22 measures.

23 B. The director of water resources shall notify the state real estate
24 commissioner of any exemption granted pursuant to this section. The
25 commissioner of real estate shall require that all promotional material and
26 contracts for the sale of lots in the subdivision that is the subject of the
27 exemption adequately display the following statement: "The Arizona
28 Department of Water Resources has not reviewed the water supply for the lots
29 in this development. As a result, the Department of Water Resources is
30 unable to determine that an assured water supply exists, as that phrase is
31 defined in A.R.S. section 45-576."

32 C. This section applies notwithstanding section 9-463.01, subsection
33 I, section 11-806.01, subsection B, section 32-2181, subsection C, section
34 32-2183, subsection E and section 45-576, Arizona Revised Statutes.

35 Sec. 2. Repeal

36 This act is repealed on September 1, 2014.

37 Sec. 3. Emergency

38 This act is an emergency measure that is necessary to preserve the
39 public peace, health or safety and is operative immediately as provided by
40 law.

~~APPROVED BY THE GOVERNOR APRIL 16, 2007.~~

~~FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 16, 2007.~~